

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

11 MICHAEL PACHECO,) 3:07-cv-00589-HDM-RAM
12 Plaintiff,)
13 vs.) ORDER
14 HOWARD SKOLNIK, et al.,)
15 Defendants.)
_____)

16 Fed. R. Civ. P. 4(m) permits a court to dismiss an action, on
17 its own initiative after notice to the plaintiff, for failure to
18 serve a summons on a defendant within 120 days after filing the
19 complaint. Plaintiff filed his complaint on April 11, 2008, but he
20 has failed to serve Ted D'Amico. On February 25, 2009, the court
21 gave the plaintiff notice of its intent to dismiss for failure to
22 timely serve that defendant. Plaintiff has not shown good cause to
23 excuse the lack of service. Accordingly, plaintiff's claims
24 against defendant Ted D'Amico are dismissed without prejudice.
25

26 DATED: This 15th day of July, 2009.
27



28 UNITED STATES DISTRICT JUDGE